

Case Conclusion Data Sheet

Complete

EA #: 02-1998-0405
Date Entered: 04/02/2008
ORC Branch: NJSUP



Case and Facility Information

Court or Administrative Docket or Index Number 05-3278 (added 05-86739)
Enforcement Action Name Winding Road Estates, Inc. (SB)
Additional Respondents, PRPs, or Defendants Winding Road Properties, Inc. (SB)
approximately 9.5 Acres of Land, more or less, located at 501 Winding Road, Oyster Bay, New York,

Site(s): Claremont Polychemical Corporation Superfund Site

Enforcement Action Type Judicial Referral to DOJ
Primary Statute/Section Violated CERCLA 107A - Cost Recovery
Other Statutes/Sections CERCLA 107L - Lien
CFR Citations:

Priority Activity

☒ Core Priority

EPA Lead Attorney	Cynthia Psoras	ORC-NYCSB-NYCSCS	(office) 212-637-3169
EPA Program Contact	Maria Jon	ERRD-NYRB-ENYRS	(office) 212-637-3967

Violation Type

Was this action taken in response to a violation found through an Inspection? ☐ Yes ☒ No
Was this a Multi-Media action? (check all that apply) ☐ Yes ☒ No
Was the Agency activity taken in response to Environmental Justice concerns? ☐ Yes ☒ No
Was Voluntary Disclosure Policy applied to this action? ☐ Yes ☒ No
Was Alternative Dispute Resolution used in this action? ☐ Yes ☒ No

Conclusion Type Judicial consent decree or court order
Date of Final Order Lodging 10/31/2007
Date of Final Order 10/31/2007
Estimated Termination Date 11/30/2007
Resolution Code Litigated with Unspecified Cost recovery

Injunctive Relief/Complying Action

Direct Action to Reduce, Eliminate, or Treat Pollutants

Direct Environmental Reduction Cost\$0.00

Preventative Actions to Manage Waste Streams or Prevent Releases/Exposures

Preventative Cost\$0.00

Quantitative Environmental Impact

SEP(s)

Penalty

Final Assessed Penalty (Not including value of any SEP)

EPA	\$0.00
State and Local Government	\$0.00

For Multi-Media actions, enter the Federal amounts by statute:

Statute	Amount
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CERCLA Cost Recovery

Amount of cost recover awarded

EPA	\$0.00
State and Local Government	\$0.00

Case Summary

Complaint requested a declaratory judgment of liability pursuant to Section 113(g)(2) of CERCLA, against defendants W.R. Estates and W.R. Properties for environmental response costs incurred by the United States in connection with the Site and for recovery in rem of certain costs constituting the lien asserted by the United States pursuant to Section 107(1) of CERCLA (the "CERCLA lien") against defendant approximately 9.5 Acres of Land. Defendants filed for bankruptcy. The Bankruptcy Court ordered the property (the debtor's only asset) to be sold. The Stipulation and Order of Dismissal resolving the bankruptcy ordered that EPA receive all remaining funds after the payment of certain expenses. After receipt of the funds, the CERCLA complaint was dismissed. THIS CASE SUMMARY WAS NOT ENTERED INTO ICIS. JD

Self Disclosure Information

Disclosure under Audit Policy?	<input type="radio"/> Yes <input checked="" type="radio"/> No
Disclosure under EPA's Small Business Policy?	<input type="radio"/> Yes <input checked="" type="radio"/> No

Description

Frequency Page Due

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Site/Facility Information

02-1998-0405

Site/Facility Data

Facility Name: Claremont Polychemical Corporation Superfund Site

Street 501 Winding Road		
City Oyster Bay	State New York	Zip 11804

County: Nassau

Facility 4-Digit SIC code(s):

Is this a Federal Facility? ☐ Yes ☒ No


Is this a small business? ☒ Yes ☐ No

Is this Indian Land? ☐ Yes ☒ No

EPA FRS Number: 110000857163 Look for this number in FRS

EPA Program ID NO.:

ICIS Number: 22567


Parent Document-> 

Modification
Complete

02-1998-0405

EA #: 02-1998-0405

Case Name Winding Road Estates, Inc. (SB)

Parent Document-> 

AD
04/08/05

Injunctive Relief/Complying Action

Direct Action to Reduce, Eliminate, or Treat Pollutants

Direct Environmental
Reduction

Cost\$0.00

Preventative Actions to Manage Waste Streams or Prevent Releases/Exposures

Preventative

Cost\$0.00

Quantitative Environmental Impact

Describe the changes to be made

Please record \$2,610,723.00 as the cost recovery EPA received as a result of the sale of the Site property ordered by the Bankruptcy Court..

